G. R. S. 59] GPB—15,000—20 12 13

GENERAL AND REVENUE SECRETARIAT.

19D/-02

(Muzrai)

Section II

File No. 57

Serial Nos.

Papers Filed.

Month August 1908.

SUBJECT.

File relating to the orders passing on the claims of Ramaswamiah and Narsimhachar to succeed to the share enjoyed by one Subbiah in the pooja Hak of certain temples in Chikka Thirupathi and other places in the Malur Taluk. (Finally directing that Ramaswami is the right man to succeed the pooja Hak, and declines the claim of Narasimhachar to pooja Hak.)

PREVIOUS REFERENCES	LATER REFERENCES.

MUZRAI SECRETARIAT

OFFICE NOTE.

File No. 875-1893

SUBJECT.

Archakship of Chikka Tirupati and other temples in the Malur Taluk

From

The Dy Commissioner Kolar District.

Letter No. 3446/338 Dated 31st December 1904

One Ramachar was employed as Archak of the undermentioned 8 temples in the Malur Taluk:-

(i) Chikka Tirupati Venkataramana-swami temple

(ii) Lampurgere Venkataramanaswami and Anjaneya Temples

(iii) Anchemasker Anjaneyaswami temple

(iv) Jangamahalli Tirumaladevaru temple

(v) Halimanjala Narasimhaswami temple

(vi) Lakkur Anjaneyaswami temple

MGCPB—500—21-1-05

(vii) the [illegible] temple

& (viii) Sri [illegible] swami temple.

Of these 8 temples, the last two are not Muzrai Institutions. Of the remaining 6 temples, he was a share-holder in the first four, a Gumasta in the 5th and the sole Archak in the 6th. The Government, in their G.O. No 1200-7 dated 15th June 1901, directed his removal from the office of ~~the~~ Archak of the Muzrai temples mentioned above, on the ground that, through his instigation and connivance the principal idol in the Sri Kothandaramaswami temple (a non-Muzrai Institution) at Lakkur, was mutilated.

2. On the 26th June 1901 one Ramaswami and Narasimhachar presented a petition to this Office B

stating

Muzrai Secretariat. File No. 87 of ~~190~~ 1893

stating that one Subbiah was the Bunnandar of the temples referred to above; & that he adopted one of them viz Ramaswami and executed a will on the 22nd September 1886, bequeathing half of his property to the adopted son and the other half to the latter's two brothers viz Narasimhachar and Lakshminarayanachar and appointing their natural father Ramachar (the dismissed Archak) to look after the affairs during their minority. They therefore prayed that they might be permitted to do the Archak's duties, which Ramachar was doing, alleging that he was only a Gumasta appointed to do duty during their minority. In the petition they

H

MGCPB—3,500—15-10-04.

further

Muzrai Secretariat. | File No. 87 of ~~190~~ 1893

* (1) Chikka Tirupati Venkataramanaswami
(2) Andhemukhi Anjaneyaswami
(3) Dampuri Venkataramanaswami & Anjaneyaswami
(4) Jogihalli Thimmarayaswami
& (5) Malledevaru Thimmarayaswami

stated that they were the shareholders in the Archakship of the * marginally-noted ~~[illegible]~~ 5 temples and the sole Archak of the temples of Narasimhaswami and Anjaneyaswami at Hulimangala and Lakkur respective. The petition having been reported ~~[illegible]~~ to the Dy Commissioner of the Kolar District, that Officer (Mr Carr) submitted a detailed report on the 5th April 1902 giving reasons for his disbelieving the alleged adoption and the genuineness of the Will stated to have been executed by the Barawardar Archak Subbiah. He was therefore of opinion that the petitioners should be called upon to establish the genuineness of the adoption and the Will in a competent Court

Muzrai Secretariat.	File No. 87 of ~~190~~ 1893

Court before they could be put in charge of the Pujariship.

3. Ramaswami, one of the original petitioners, ~~having~~ again presented a petition to this Office on the 27th October 1902, complaining of certain alleged defects in the enquiry held by the Amildar and praying that the case be ordered to be enquired into either by the Dy Commissioner personally or by one of the Asst Commissioners. The records were thereupon returned to the Dy Commr, calling for ~~some~~ additional information on certain points.

E

4. The present Dy Commissioner, Mr Puttanna Chetty, has submitted a detailed report dated 31st December 1904, in which he gives reasons for his fully retaining in the

Paper under disposal

Muzrai Secretariat. | File No. 87 of ~~190~~ 1893

the genuineness of the adoption and the Will under dispute. He also says that "the validity of the "Will cannot be doubted as "the petitioner Ramaswamayya "has been recognised as the adopted "son in the muchalika executed "by the Co-sharers long ago "in 1896 a copy of which was "obtained (by the Dy. Comr) from the Muzrai "~~Secretariat~~ under the cover of "his (Muz: Secty's) Docket No 1807 dated 28th "November 1904".

This is a matter for decision by a Committee of the Council as it relates to Pujari rights.

~~R. No. 6314.~~

5912

~~Submitted~~

No. 2860 D/10.2.05

~~Muz: F 57-1901.~~ 9/2/05

Forwarded to the Secretary to Govt, General & Revenue Departments, for favour of being placed before a Committee of the Council.

Ananta Rama Rao
Secretary
Muzrai Dept

10/2/05

13/2/05

MGCPB—3,500—15-10-04.

(G.)

Before the Government of His Highness the Maharaja of Mysore.

Appeal No. 103 of 1904-05

Petitioners ~~Appellant.~~ Vs. counterpetr. ~~Respondent.~~

1 Ramaswamiah
2. Narasimmachar

3) Venkatesiah (separate petn. subsequently received)

SUBJECT.

Claim of ~~the first two appellant's~~ petrs. to the Puja huk of the temples noted below

1) Chik Tirupathi Venkataramana Swami temple.
2) Sampangere Venkataramana Swami and Anjaneya temples.
3) Anchemaslur Anjaneya temple
4) Janganahalli Tirumala Swami temple
5) Halimangala Narasimha Swami temple.
6) Laklur Anjaneya Swami temple.
(and two other temples at Laklur which are not Muzrai Institutions).
Claim of the 3rd petr. to temple No. (5).

Date of hearing 5.6.05
Notices issued on 17.4.05
~~Served on appts.~~ petrs. in person on 26.4.05
on counterpetr. also in person on 26.5.05

M.G.C.P.B. -1000—28-1-05.

134.
2.6.05.

4/6.

5/6/05

5/6/05

The Petr & Counter Petr
are all present.

Order reserved
C Srinivasaiyangar
5/6/05
[illegible]
5/6/05

Order.

One Subbia had a share in the ~~the~~ Pujari office in question. The ~~[illegible]~~ Counter Petitioner is his widow. The re Petitioner claims the office on the ground that he is the adopted son of Subbia. The alleged adoption is denied by the Counter Petr. Both the appt Court & the Dy Court have gone into the case carefully and found that the

Serial
No.

adoption relied upon by the 1st Petitioner is a fact. With this ~~[illegible]~~ finding which is based materially upon a will dated 1886 and a Muchalka dated 1896, Govt fully concur. In corroboration of these documents the genuineness of which Govt see no reason to distrust, there are in the 1st Petitioner's favor the facts (1) that he was in possession of the office through his natural father from 1886 to 1901 and (2) that he is admittedly in the enjoyment of all the lands & other property left by the deceased Subbia -

2 - Govt ~~[illegible]~~ accordingly hold that the 1st Petitioner is entitled to succeed. The 2d Petitioner is a natural brother of the 1st Petitioner's but Govt decline to allow him a share in the

Serial No.

office this his claim in regard to it finds some support in the provisions of the will. The 3rd Petitioner is a person unconnected with this family. If he has any right to the Archakship of the Hulimangala temple as against Subbiah & his heirs, it is open to him to prosecute his claim in a separate proceeding instead of intervening in the present case in which is involved the single question whether the person entitled to succeed to the office rendered vacant by Subbiah's death is his alleged adopted son the 1st Petitioner or his widow the Counter Petitioner —

C. Seenivasiengar
5-6-05.

[illegible]
6/6/05

To Branch I
[illegible]
6-6-1905

Two drafts [illegible] 6/6
[illegible]
14-6-05

Muzrai Secretariat.

File No. of 190

No. R 12678. of 20-6-05.
Encls.

Retransferred to the Secretary to Govt. in the Muzrai Department together with the drafts of decision and endts. in Appeal case No. 103 of 1904-05.

By order

[illegible]
Gen. Secretary

MYSORE GOVERNMENT
4743
MUZRAI SECRETARIAT

Received 5 Encls.
20/6/05

[illegible]

Muzrai Secretariat.	File No. of 190

G.R.S. 12]

General and Revenue Secretariat. | Muzrai File No. 87 of ~~190~~ 1893.

Serial No.

The Dy Comr's reports dated 8.4.02 and 29.12.02 give the facts of the case in detail. The parties are related to each other as per geneological tree annexed to the Muzrai office note in the matter. The main question is about the adoption of Rama Swamy 1st petr by the counter petr's husband Subbiah. The lower courts have held ~~the~~ ~~do~~ adoption to be true and base their opinion ~~sol~~ mainly upon the will (registered will of 1886) and the muchalika of 1896 (copies of these are in the files). The original records relating thereto (previous to 1899.00) are not in the file of Ver records and are said to be missing. The Malur Taluk Amildar's Kulum to Saarappa dated 25-4-99 (a copy of which is in the Ver file) makes a reference to the adoption.

The present petn before Govt pending disposal is no appeal but only a mis. petn presented to the Muzrai Secy in 1901 on which a report was called for ~~from~~ by the Muzrai Deptt. During the enquiry that was held by the lower authorities the counter petr ~~proles~~ contested the claim of the petrs and the case has come up for the orders of the Government. Neither the Amildar nor the Dy Comr have passed any orders in the matter. The dismissal of Ramachar (however) of natural father of the two petrs was ordered by Govt in 1901.

Flag A

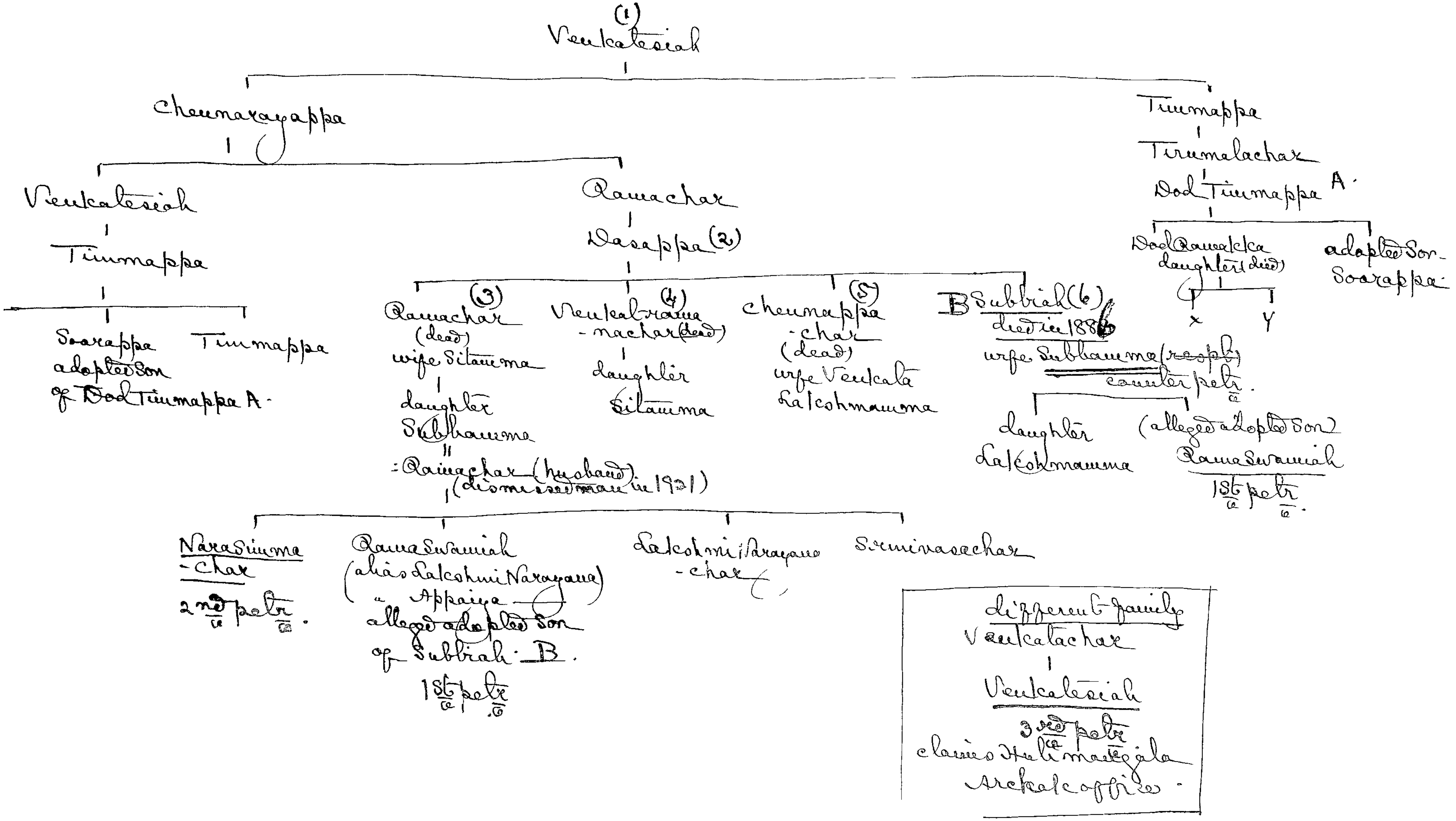
~~Note~~ Contn. sheet

Serial No.

As regards the 3rd petitioner Venkatesiah no petition had been subd to Govt previously. It was only the first two petrs that had subd a petn to Muz. Secy in 1901 on which a report was called for. The said Venkatesiah states that out of the several temples the archak office thereof was being performed by Subbiah and after him by Ramachar, the Halimangala Narasimhaswami temple belongs to his family and that ~~the two mentioned~~ Subbiah was not the hukdar but only a gumastha in respect of that particular temple. He says that he has been performing the duties of the said temple even now (but only as a temporary measure after the dismissal of Ramiah). He says that no orders were passed by the lower courts on his prayer for permanent registry of the barawardi in his name and that he was told that the records relating to the case had been subd to Govt. This petn was forwarded by the Muzrai Secretary in continuation of the previous memo forwarding the case first referred to for the orders of Government.

[illegible]

[illegible margin note]



(1) Venkatesiah
Chennarayappa
Venkatesiah
Timmappa
Soorappa adopted son of Dod Timmappa A.
Timmappa
Ramachar
Dasappa (2)
(3) Ramachar (dead) wife Sitamma
daughter Subbamma
= Ramachar (husband) (dismissed man in 1931)
(4) Venkatrama-nachar (dead)
daughter Sitamma
(5) Chennappa-char (dead)
wife Venkata Lakshmamma
B Subbiah (6) died in 1886
wife Subbamma (respdt) counter petr.
daughter Lakshmamma
(alleged adopted son) Ramaswamiah 1st petr.
Timmappa
Tirumalachar
Dod Timmappa A.
Dod Ramakka daughter (dead)
X
Y
adopted son Soorappa.
Narasimma-char 2nd petr.
Ramaswamiah (alias Lakshmi Narayana) "Appaiya" alleged adopted son of Subbiah B. 1st petr.
Lakshmi Narayana-char
Srinivasachar
different family
Venkatachar
Venkatesiah 3rd petr.
claims Hulimattegala Archak office.

Muz. 3 A]

Muzrai Secretariat	File No. of 190

Note continued

The Council decision recognizing the claim of Ramaswamiah to the Puja Hak of certain temples in Chick Tirupati and other places in the Malur Taluk, was con-
* (slip A) veyed in Govt order of the 29th June 1905 and the substance thereof was communi-cated to the parties concerned.

Complaint Petitions received in this Office against Ramaswamiah were forwarded to the Deputy Commr, Kolar District, and that Officer was
(Slip B) requested not to permit him to enter upon his duties pending final orders of Govt.

The Deputy Commissioner
* (Paper under disposal) now reports that the complaints against the Archak are the out-come of ill-will of the Shanbhogue of Chick Tirupati and is of opinion

File No   of 190 | Muzrai Secretariat

that there is no reason to disturb Ramaswamiah from the Archakship of the temple

The Assistant Commissioner makes after personal inquiry, a favorable report of Ramaswamiah submitted with a draft order 'Recorded'. (Vide English report Dt 29th June 1908) Supd.

4/8/08) & requesting the Dy Commr to put Ramaswamiah in charge of his duties. Draft subd for orders

139
13/8/08

CSB
10/8/08

Approved. This matter has taken 3 years to reach a settlement!

KPP
13/8/08

Issue
CSB
13/8/08

No. 61 Enq-1

MYSORE DEWAN'S OFFICE

MUZRAI DEPARTMENT.

OFFICIAL MEMORANDUM.

No.

The accompanying Petition No. 1459 dated 26th June 1901 received at the Dewan's Office from Ramaswami and Narasimhachar, stating that under a Regd will executed by one Subbiah, they are the hakdars to the Archakship of Sri Vencataramana Swami & other Temples in Malur Taluk & praying that they may be appointed as Archaks thereof &c is forwarded, together with its one enclosure, to the Dy Commr Kolar District for enquiring and report.

By Order,

6/7/01

Dy ~~Muzrai~~ Secretary

BANGALORE, 8th July 1901

No 62

ans no 3894 / 668 dt

Enclt to petnrs

OFFICE OF THE DEWAN OF MYSORE
RECEIVED
Dat 10-4-02
REG NO 719
...T BRANCH

1902

FROM J. E. C. Cass Esquire
Deputy Commissioner
Kolar District

To

L. Srikantharama Rao Esqr
Deputy Secretary to the
Govt of Mysore, Muzrai
Department

Dated 8th April 1902

Despatched 8th

Received

General No. 3894.

No. 668

Enclosure No. 1 file of Records.

10.4.02

Reporting on the
pujarike right of
Ramaswami and
Narasimhachari, archaks
in the temple of Chikka
Tirupati, Malur Taluk

Deputy Commissioner's Office
Kolar District
Dated 5th April 1902

From

F. E. C. Carr Esquire
Deputy Commissioner
Kolar District.

To

L. Ananthasam Rao Esquire B.A.
Deputy Secretary to the Govt.
of Mysore Muzrai Department

Sir,

With reference to your official memo No. 61 dated 8th July 1901 forwarding for enquiry and report petition from Ramaswamy and Narasimhachar, praying to be appointed archaks of Srivenkataramanaswami and other temples in the Malur Taluk, I have the honor to report as follows.

2. The archakship of the Muzrai temples at Chick-tirupati, Sampa

2/ "Anchemashcud Jagadmahalli in the Ollalur Taluk originally belonged to Venkatesayya the Mulpurusha or ancestor (No 1) as shown in the accompanying genealogical tree. In the ordinary course of descent Ramachar (3) Venkataramanachar (4), Chinnappa (5) & Subbayya (6) sons of Dasappa (2), succeeded to a quarter share in the pujarike of the above named temple. The above 4 brothers were undivided and the 1st three having predeceased the youngest brother Subbayya (6) the latter got possession of the 4th pujarike belonging to his family. He was also in his own right, the sole archak of the Anjinayaswami temple at Lakkur & Narasimhaswami temple at Hulimangala ? ×

according to him he was only archak in these temples

3. Subbayya died some years back leaving behind him a widow & a daughter after

after his death. Ramachari son-in-law of his eldest brother Ramachari (No 3) assumed his share of the pujarike and performed it by turns along with the other hissidar Srinappa. But in 1898, it was brought to the notice of Govt. that Ramachari was not doing puja properly & that he had tampered with the idol in one of the temples of which he was doing puja, that his character was bad and that he was not fit to do puja in any temples and on a report made by the Deputy Commissioner, the Government in their order No. 1300-7 dated 15th June 1901 directed the removal of Ramachari from the pujarike of all Government Muzrai Institutions.

4. Since the removal of Ramachari, the other hissidar Srinappa has been solely doing puja at the Hulemanpala temple as also in the temples at Chiktirupa. & other places in which Subbayya

had a quarter share; while Ramachari's son Ramaswamia, who is one of the petitioners on whose application the Government have called for this report, has been doing puja in the Lakkur Anjaneyaswami temple in which the deceased Subbayya had the sole right to do puja.

5. The petitioners Narasimhachar & Ramaswami, who are sons of the dismissed Ramachari now state that the deceased Subbayya had at the time of his death, adopted Ramaswami and bequeathed his property to him & his brothers under a will, that since then, owing to the minority of the petitioners, their father Ramachari was doing puja as their Gumasta and that as they have now attained majority they should be put in possession of the pujariship to which they are entitled.

6. The petitioners base their claims to

to succeed to Subbayya's archakaright on the strength of a will said to have been executed by Subbayya and also on the allegation of adoption set up by them. Their maternal grandmother Seetamma (wife of Ramachari, eldest brother of Subbayya) supports the claims of the petitioner by affirming both the adoption & the will. But Subbamma, wife of the deceased Subbayya denies both the adoption & the will & states that the will was fabricated by Ramachari father of the petitioners that her husband had all along intended to leave his property to his own daughter who is still alive & that he never adopted petitioner Ramaswamiah as stated in the petition.

7. The will (copy of which is in the record) is dated 22nd September 1886 &

3/ is more it the deceased Subbayya while affirming his adoption of 1st Lakshminarayanachary, 2nd son of the dismissed archak Ramachari has bequeathed half his property (~~including~~ including the archakship belonging to him) to the adopted son & the other half to Narasimhachari & Ramaswami, Elder and younger brother respectively of the adopted son, the above legatees being bound to maintain ~~his~~ the wife and daughter of the testator & defray the expenses of the daughters' marriage This will has been registered before the Sub-Registrar of Malur on the 29th September 1886 & it would appear from the endorsement on it that the testator Subbayya admitted the execution of the will before the Sub Registrar

legitimacy.

As stated before Subbayya's

wife Dr. Lakshmamma denies both the

will and adoption. The residents

of Gujarat, where the adoption is

alleged to have been made, have

given statements before the authorities

denying knowledge of the adoption.

For adoption among Brahmans,

dattahomam is essential as also

the giving and taking in adoption.

It will be seen from the canarese

report of the Malur authorities that

there is no evidence to prove that

either of the above ceremonials

were performed to legitimatise

the adoption. Another circumstance

that has to be noted is that Ramaswami

now claims to be the adopted son of

Subbayya while from the will it would

appear that it was Lakshminarayanan who was adopted by Subbiah. An attempt appears to have been made to shew that Lakshminarayana chari was also known by the name of Ramaswami. But this does not appear to be quite probable as Ramaswami's name is also mentioned in the will as the legatee of a fourth share of Subbiah's property.

If Subbiah had adopted one of the sons of his nephew in law Ramachari, it seems strange that, instead of leaving his entire property to the adopted son, he should have considered it necessary to give only half his property to the adopted son and bequeathed the remaining half to the brothers of the adopted son, leaving nothing for his own wife and daughter but a provision for their maintenance. The legatees. The

Some

somewhat * strange provisions of the will appear to add strength to Subbamma's contention that the will was not genuine but was fraudulently got up by the dismissed archak Ramappa with intent to usurp Subbia's property for his own sons

9 The whole question of succession to the pujarki in question depends on the genuineness or otherwise of the will and adoption. If the adoption be true & the will genuine the adopted son & his brother should succeed to Subbayya's interest in the archakship. But if, as contended by Subbamma, the adoption be false & the will fraudulent she & her daughter Lakshmamma, as the nearest heirs of the last holder Subbayya are entitled to the pujarki right & can nominate their own gumasta

10 Taking into consideration the objection raised by Subbaya's wife Subbamma; the statements of the Tirupatis

4/ people denying knowledge of the adoption, the discrepancy between the name of the adopted son as stated in the will & of the person who now claims as such and also the fact that there was no mention of the will or adoption by anybody till Ramachar's dismissal from the pujarike, I think that the petitioners should be called upon to establish the genuineness of the adoption and the will in a competent court before they can be put in charge of the pujarike of which Subbayya was in possession and enjoyment.

I have the honor to be
Sir
Your most obedient Servant

H Dasanna
for Deputy Commissioner
Kolar District

CM

No. 1413 Enc 1 & 1 file VPP
Mnor. F 87-93
D 22/12/02

To

The Dy Commr

Kolar Dt

Dated 20th December 1902

His Letter no $\frac{3894}{668}$

dated 8th April 1902, reporting on the petition of Ramaswamiah and Narasimhachari, regarding their claim to the Archakaship of Chikka Tirupati and other temples in the Malur Taluk.

With reference to the above has the honour to request information on the following points: —

(1) It is said that, on the

the death of Subbiah, the proper Puja Hakdar for the 1/4 th share in the marginally-noted ·x· 4 temples and the sole Hakdar in the Anjaneya-swami Temple at Lakkur and the Narasimhaswami Temple at Hulimangala, Ramachari (the recently dismissed Archak) assumed his right and was performing the Puja in all the six temples. By whom was he appointed to look after the duties? Did Subbiah's wife put in her claims immediately after her husband's death? Or did the petitioners, or any one else on their behalf, apply to proper authority regarding their claim, on the strength of the alleged adoption?

·x·
(1) Chick Tirupati
(2) Sampangere
(3) Ande maskur
(4) Jagadanahalli

~~D~~o the petitioners produce any documents to show that after the death of Subbayya, Ramachar was looking after the duties as their Gumasta?

(ii) ~~On~~ Immediately after the dismissal of Ramachar, or when the correspondence was going on about his misconduct, did Subbiah's wife give intimation to ~~the~~ ~~Taluk~~ any of the local authorities, urging her claims to the Inju Hak in question?

(iii) Were the petitioners given an opportunity to produce Dána-Parigraha Patrikas or any other documents

in support of their claim?

(iv) Who had the possession of the Will and what is the opinion of the Dy Commr as to its genuineness, taking also into consideration that it has been duly registered?

The Dy Commr is requested to submit a report on the foregoing points.

2. The Letter no 750 dated 27th October 1902 recently received from Ramaswamiah one of the original petrs, complaining of certain alleged defects in the local enquiry, is also forwarded herewith, together with the entire records read with the Dy Commr's letter under reply, for reference & resubmission.

[illegible] Dpl.

[illegible] 20/12/02
Dy Secretary

[illegible]

[illegible]

[illegible]

OFFICE OF THE DEWAN OF MYSORE
RECEIVED
Date
REG. No 750
MUZRAI BRANCH

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26/6/[illegible]

OFFICE OF THE DEWAN OF MYSORE
RECEIVED
Date 26-6-04
REG. No. 1485
MUZRAI BRANCH

మైసూరు సంస్థానద హుజూరు దివాన్
ఆఫీసు ముజరాయి లాఖె డిప్యుటి సెక్రెటరి
సాహేబరవర సన్నిధిగె

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2 [illegible]

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8 [illegible]

5 [illegible]

1 [illegible]

2 [illegible]

3 [illegible]

4 జనగీనరుల కవిత్వరాజ్య సామ్రాజ్యాభిషిక్త స్వీకరించుడు

5 వుల్లసం ధర కవిత్వ రాజ్య సామ్రాజ్యాభిషీక్త స్వీకరించుడు అయాత్రి రవి కవిసామ్రాజ్య
రచనలు రాసినారు అందరిలో

1 ధవళగిరి ఘనీభూత నరసింహ సామ్రాజ్యాభిషిక్త స్వీకరించుడు

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-1624.

1904-05

From
M. R. Seetharama Chetty Esq.
Deputy Commissioner
Kolar District

To
C. Anantasamy Rao Esq.
Secretary to the Govt.
of Mysore, Muzrai Dept.

Dated 26th October 1904

Despatched 27

Received

General No. 2276
No 219

Enclosure No

Has the honor to request that a copy of the Muchalikka taken from the Archaks of the Venkataramana-Swami temple Chikka-tirupati in the Malur Taluk and submitted with this Office docket No. 3817/884 dated 29th March 1897 for record in his office may kindly be sent as it is required for a reference

28/10/04

[illegible] 3817/884 [illegible] 29th [illegible] 1897

3/11/04

RK

Please forward a copy of the muchalika

7/11/04

reference in connection with claim of — Archak of the temple above referred to

B. Gundoo
For Deputy Commissioner
S.H. Kolar District.

MUZRAI

1904—1905

FROM The Secretary to the Govt. of H. H. the Maharaja of Mysore, Muz: Deptt

To The Deputy Commissioner Kolar District.

Dated 23rd
Despatched November 1904.
Received

General No. 1807
Muzrai F. No. 87/92.
Enclosure (2)

His docket No. 2276/219 dated 26th October 1904 requesting ~~transmission~~ to be furnished with a copy of the Muchalika taken from the Archaks of the Sri Venkataramana Swami temple at Chikka Tirupati in the Malur Taluk for reference

~~Has the ~~return~~ hourtoi the copy of the Muchalika requested in the above.~~

Has the honor to forward herewith a copy as requested

By order

[illegible] 23/11
Secretary

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18/11/04

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Refers

1904.

From The Deputy Commr
Kolar District

To The Secretary to the Govt.
of Mysore Muzrai Dept.

Dated 29th December 1904

Despatched 31st. Do.

Received

General No. 3446
No. 338
Enclosure No. [illegible]

Furnishing additional information on certain points re the claim of the petitioner's Ramaswami ... to the ...ship of Chief ... other Temples ...

Deputy Commissioner's Office
Kolar District
Dated 29th December 1904

From

M. L. Puttanna Chetty Esquire
Deputy Commissioner
Kolar District

To

S. Anantaswamy Rao Esquire B.A.
Secretary to the Government
of Mysore, Muzrai Departt.
Bangalore

Sir,

With reference to your docket No. 1413 dated 22nd December 1902, Calling for additional information on certain points re. the claim of the Petitioners, Ramaswamiah and Narasimachar to the Archakship of Chikkatirupati and other temples in the Malur Taluk, I have the honor to report that the matter was first referred

to

to the Assistant Commissioner Mr N. Gopaliengar on 27th December 1902, for early report on the points on which information was called for. That Officer took the statements of the Petitioner Ramaswamiah and of his father Ramachari, the dismissed archak, and issued orders to the Amildar of Malur, to report how Ramachari came to perform the duties of Subbiah during the latter's life-time and after his death and also to report how paditara allowances were paid into Ramachari's hands.

2. The Amildar reported that after the death of Subbiah, the said Ramachar was performing puja for the deceased Subbiah's turn of the pujarike on behalf of Subbiah's

Subbiah's wife and that there was no record on the Subject in his Office. About the question of payment of paditara amount to Ramachari, the Amildar said nothing.

3. Mr N. Gopaliengar was transferred at this Stage and the matter was enquired into by his Successor Mr B. Ramaswamiah, acting Assistant Commissioner of Malur Division and he took the Statement of Ramachari, which disclosed that on the 12th August 1896, all the four archaks named in the margin had executed a Muchilika on a duly stamped paper. Ramachari had Signed the Muchilika as the guardian and natural father of Petitioner Ramaswamiah, adopted son of Subbiah

1. Sinappa
2. Kinnappa
3. Seshappa
4. Ramadas

Subbiah, then a minor).

4. Mr. Ramaswamiah after going through the records of the case has held that when Ramachari was dismissed from service, Subbiah's wife did not urge her claim before the local authorities, that the will which was produced before him was a duly registered one, that it could be believed to be a genuine document and that through the instigation of the head archak Sivappa, Subbamma, wife of Subbiah, had been influenced to deny the adoption, &c, and that the Petitioner Ramaswamiah is entitled to succeed to the vacancy of the pujarike caused by the death of Subbiah.

5. To verify the contents of the muchilika, a copy of it was applied

applied for and got from the Muzrai Secretary and on receipt of it, the signatories to it were sent for and their statements recorded.

6. The enquiry discloses that Subbiah got syphilitic sores on his nose and consequently became incapacitated to perform the puja and in consequence he sent for Ramachari and all his family and kept them in his house and got his turn of puja performed by him. After Subbiah's death Ramachar continued to perform puja on behalf of Ramaswamy, the minor adopted son of Subbiah as stated above. These arrangements were continued with the mutual consent of the co-hakdars till 1894, when

the

the temple came under Muzrai management.

7. In 1896, under orders of Government Muchilikas were taken from the archakas and other servants in which the name of the adopted son of Subbiah as well as the name of Ramachar as officiator for the minor, appear as stated above. As no question was raised then, or objection taken for the adoption till 1901, Ramachar continued to perform the duties of the son of Subbiah.

8. Thus it may be seen that Ramachar's appointment was made by Subbiah and acquiesced in by other Shisedars and the Taluk authorities also raised no objection to it.

9 Subbiah's wife put forward no claim immediately after her husband's death, nor did any co-sharers who take objection now, came forward with their protests then.

10. In 1901 Ramachar was dismissed from his pujariké on account of his alleged complicity in a case of mischief. It was after this incident that Surappa instigated the other co-sharers and Subbamma also to join with him in pressing their joint claims to the vacant office by denying the execution of the will and the adoption of Ramaswamiah who is also called Lakshminarayana and Appaiya.

As

As soon as the dismissal of Ramachari was announced, the Petitioner Ramaswamiah lost no time in urging his claims for the pujariké in question, on the strength of his adoption by Subbiah.

12. That Ramachar was officiating for him is evident from the Government order dismissing him from the pujari ship as well as the oral testimony of the other Sharers.

13. Subbamma did not press her claims immediately after Ramachar's dismissal, but only came forward under the instigation of Swappa and after the Petitioner Ramaswamiah pressed his claims. opportunity was

was given for the production of documents and the Petitioner produced a copy of the will in support of his claim. The will was in possession of the Petitioner's father, Ramachari, and after his dismissal, it came to the possession of the Petitioner. Its validity cannot be doubted as Ramaswamiah has been recognised as the adopted son in the Muchilika executed by the co-sharers long ago in 1896. Subbamma also states that the moveable and immoveable property are all now in the possession of the Petitioner and his natural father and that she removed to her daughter's house some time after the death

death of her husband. She admits that some document was registered when her husband was alive, but denies that it was the will in question. She does not also own the adoption. Assistant Commissioner Mr. Ramaswamiah, has held that her objections are untenable and ought to be rejected.

14. The muchilika of 1896, which was received under the cover of muzrai Secretary's docket No. 1807 dated 28th November 1904, was read to the archaks in the presence of Petitioner and his father Ramachar. When they found the said muchilika bore their signatures, as well as that of Ramachari as gumasta of

Petitioner

Petitioner Ramaswamiah, they were convinced that their objections were futile, but still contended that they must see the originals. This indicates that the pujaries were aware of the hollowness of their claims against the Petitioner, but took advantage of the records being missed in the Taluk Cutcherry and in collusion with the wife of Subbiah pressed their claims by denying the adoption. They also added that they had no faith in Ramaswamy doing puja satisfactorily even if appointed, but the reasons on which they say so, they can't explain.

15. The Vernacular records of the case are submitted herewith

herewith for perusal.

I have the honor to be,

Sir,

Your most obedient servant,

[illegible]

Deputy Commissioner

SM Kolar District

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No. 7917-05

Forwarded to the Secretary to Govt. of Mysore, Revenue & Genl. Departments in continuation of this Office memo No. 860 dated 7th February 1905.

By order,

Secretary, Muzrai Department

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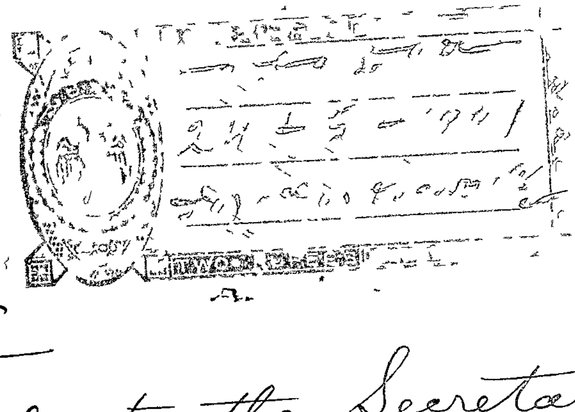

7462
Rev

Ou. No. 3655 d/ 1.4.05

Transferred to the Secretary to the Government of H. H. the Maharaja of Mysore, Revenue and General Department, for

favor of being placed with the file re the Archakship of the Sri Venkatramanaswamy temple at Tirupati, in the Malur Taluk, which is pending before the Council Court.

By order,

[signature]

Secretary,
Muzrai Department.

Bangalore
1st ~~March~~ April 1905

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Pages 87-93.

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By Order,

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for Secretary, Inquiry Deptt.

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ನಂಬರ.

~~ಹುಜೂರು ಶಿರಸ್ತೆ~~ ಕಛೇರಿಯಿಂದ.

ತಾಲ್ಲೂಕು ಅಮಲ್ ದಾರ್ರಿಗೆ ಬರಿಸಿ

ಕಳುಹಿಸಿದ ನಿರೂಪ ಅದಾಗಿ—

ಇಲ್ಲಿನ ಸರ್ 1903—904ನೇ ಇಸವಿ ರೆವಿನ್ಯೂ ಅಪೀಲ್ — — 103 ನೇ ನಂಬರು

ಮೊಕದ್ದಮೆಯ ಕಕ್ಷಿಗಾರರು ಮಾರ್ಜಿನ್ನಲ್ಲಿ ನಮೂದಾದವರ ಹೆಸರಿಗೆ ತಯಾರಾದ

ನೋಟೀಸುಗಳನ್ನ ಇದರ ಹವೆ ರಹಾ ಕಳುಹಿಸಿರುತ್ತೆ. ಕ್ರಮ ಪ್ರಕಾರ

ಜಾರಿಯಿಂದ ಅಸರ್ ನೋಟೀಸುಗಳನ್ನ ಕೂಡ್ಲೇ ಈ ಆಫೀಸಿಗೆ ವಾಪಸ್ ಕಳುಹಿಸತಕ್ಕದ್ದು.

ಬತಾರೀಖು 19 ನೇ ಮಾಹೆ ಏಪ್ರಿಲ್ 1905ನೇ

ಇಸವಿ, ದರ ಜಾಗಾ

By Order,

for Secretary.

23-6-1905

MGCPB—500—23-2-03.

[illegible]

[illegible]

[illegible]

288 [illegible]

[illegible] 1559 [illegible]

[illegible]

[illegible]

[illegible]

30-4-05 [illegible]

[illegible] 5-85.

191 [illegible]

387 [illegible]

[illegible]

[illegible] Nadesigh

[illegible] 3-5-85

[illegible]

[illegible] 348

[illegible] [illegible]

[illegible]

[illegible]

12/07/08
16

[illegible]

[illegible]

213
223

[illegible]

[illegible] 205 [illegible]

302 [illegible]

[illegible]

[illegible] 26-5-1905 [illegible]

[illegible]

354

[illegible] 3-5-05

[illegible] 1915 [illegible]

[illegible] 36

[illegible]

[illegible]

[illegible] 10-5-[illegible] 9/5/05 Venkata[illegible]

[illegible]

[illegible] 10-[illegible]-1905 [illegible]

[illegible]

543 [illegible]

[illegible] 10 [illegible]

[illegible]

[illegible]

[illegible]

[illegible] 11-5-905 [illegible]

[illegible]
5541

[illegible]

10312
22-4-05 [illegible]

9274
Rev

[illegible]

302
27-5-05 [illegible]

[illegible]

[illegible] 30/5/05

Rev [illegible]
CC
30/5

ನೋಟೀಸ್.

ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಶ್ರೀಮನ್ ಮಹಾರಾಜರವರ ಗೌರ್ನಮೆಂಟ್ ಜನರಲ್ ಮತ್ತು ರವಿನ್ಯೂ
ಸೆಕ್ರೆಟರಿಯವರ ಕಚೇರಿಯಿಂದ.

1904—1905ನೇ ಇಸವಿ ರವಿನ್ಯೂ ಅಪೀಲು ನಂಬರು. .. [illegible]

ಅಪೀಲು ವಾದಿ	ಅಪೀಲು ಪ್ರತಿವಾದಿ
[illegible]	[illegible]

ವಿಷಯ.

[illegible]

ಮೇಲ್ಕಂಡ ಅಪೀಲು ಪ್ರತಿವಾದಿ [illegible]

ಅಪೀಲು ವಾದಿ [illegible] ಡಿಸ್ಟ್ರಿಕ್ಟ ಡೆಪ್ಯುಟಿ ಕಮೀಷನರವರ ~~ದಾಖಲಾತಿ~~ ಮೇಲೆ ದಾಖಲುಮಾಡಿ ಇರುವ ಅಪೀಲು 1905 ನೇ ಇಸವಿ ಜೂನ್ ಮಾಹೆ (5) ನೇ ತಾರೀಖಿನ ದಿವಸ [illegible] ಮೊಕ್ಕಾಮಿನಲ್ಲಿ ವಿಚಾರಣೆ ಮಾಡಲ್ಪಡುವದರಿಂದ, ಆ ದಿವಸ ಪೂರ್ವಾಹ್ನ 11 ಘಂಟೆಗೆ ನೀವು ಈ ಕಚೇರಿಗೆ ಹಾಜರಾಗಬೇಕು.

ಬತಾರೀಖು 19 ನೇ ಮಾಹೆ ಏಪ್ರಿಲ್ 1905 ನೇ ಇಸವಿ

ಮೊಕ್ಕಾಂ [illegible]

By Order,

[illegible signature]

Secretary.

MGCPB—1,500—31-8 04

ನೋಟೀಸ್.

ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಶ್ರೀಮನ್ ಮಹಾರಾಜರವರ ಗೌರ್ನಮೆಂಟ್ ಜನರಲ್ ಮತ್ತು ರವಿನ್ಯೂ
ಸೆಕ್ರಿಟರಿಯವರ ಕಚೇರಿಯಿಂದ.

1904—1905ನೇ ಇಸವಿ ರವಿನ್ಯೂ ಅಪೀಲು ನಂಬರು... 103

ಅಪೀಲು ವಾದಿ [illegible]

[illegible] ವಿಷಯ.

ಅಪೀಲು ಪ್ರತಿವಾದಿ

[illegible]

[illegible]

ಮೇಲ್ಕಂಡ ಅಪೀಲುವಾದಿ [illegible]

ನೀವು [illegible] ಡಿಸ್ಟ್ರಿಕ್ಟು ಡೆಪ್ಯೂಟಿ ಕಮಿಷನರವರ ಹುಕುಮಿನ ಮೇಲೆ ~~[illegible]~~ಗೆ ಗುಜರಾಯಿಸಿದ 190 ನೇ ಇಸವಿ ಮಾಹೆ ನೇ ಹುಕುಮಿನ ಅಪೀಲು ಅರ್ಜಿಯು, 1905 ನೇ ಇಸವಿ [illegible] 5ನೇ ತಾರೀಖಿನ ದಿವಸ [illegible] ಮೊಕ್ಕಾಮಿನಲ್ಲಿ ವಿಚಾರಣೆ ಮೊದಲ್ಪಡುವದ್ದರಿಂದ, ಆ ದಿವಸ ಪೂರ್ವಾಹ್ಣ 11 ಘಂಟೆಗೆ ನೀವು ಈ ಕಚೇರಿಗೆ ಹಾಜರಾಗಬೇಕು.

ಬತಾರೀಖು 19 ನೇ ಮಾಹೆ [illegible] 1905

ನೇ ಇಸವಿ, ಮೊಕ್ಕಾಂ [illegible]

By Order,

[signature]
for Secretary.

MGCPD—1,500 copies—29 8-04

[illegible]
[illegible]

[illegible]
[illegible]
[illegible]

ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಶ್ರೀಮನ್ ಮಹಾರಾಜರವರ ಗೌರ್ನಮೆಂಟ ಜನರಲ್ ಮತ್ತು ರೆವಿನ್ಯೂ ಸೆಕ್ರೆಟೆರಿಯವರ ಕಚೇರಿಯಿಂದ.

ನಂಬರ. R 1031¾ Mis 22-4-05

—ತಾಲ್ಲೂಕು ಅಮಲ್ ದಾರ್ರಿಗೆ ಬರಸಿ

ಕಳುಹಿಸಿದ ನಿರೂಪ ಅದಾಗಿ—

ಇಲ್ಲಿನ ಸನ್ 1904—905ನೇ ಇಸವಿ ರೆವಿನ್ಯೂ ಅಪೀಲ್ 103 ನೇ ನಂಬರು ಮೊಕದ್ದಮೆಯ ಕಕ್ಷಿಗಾರರು ಮಾರ್ಜಿನ್ನಲ್ಲಿ ನಮೂದಾದವರ ಹೆಸರಿಗೆ ತಯಾರಾದ ನೋಟೀಸುಗಳನ್ನು ಇದರ ಹಮರಹಾ ಕಳುಹಿಸಿರುತ್ತೆ. ಕ್ರಮ ಪ್ರಕಾರ ಜಾರಿಯಿಂದ ಅಸಲ್ ನೋಟೀಸುಗಳನ್ನು ಕೂಡ್ಲೆ ಈ ಆಫೀಸಿಗೆ ವಾಪಸ್ ಕಳುಹಿಸತಕ್ಕದ್ದು.

ಬ ತಾರೀಖು 19 ನೇ ಮಾಹೆ ಏಪ್ರಿಲ್ 1905ನೇ

ಇಸವಿ, ನರ ಜಾಗಾ

By Order,

Secretary.

MGGPB—600 copies—29-8-04

8230

Rev

MYSORE ~~DEWAN'S OFFICE~~ Government

MUZRAI DEPARTMENT.

OFFICIAL MEMORANDUM.

No.

The accompanying Petition No. 2912 dated 2d February 1905 received at the ~~Dewan's~~ Office from Venkatesiah son of the archak of Sri Narasimhaswami temple at Hulimangala Hoskote Malur Taluk, praying that he may be appointed as archak of the said temple is forwarded, ~~together with its enclosures,~~ to the Deputy Commissioner Kolar District for favor of enquiry and report with a request that ~~together with~~ all the entire records on the Subject may be submitted at an early date.

By Order,

Dft.

BANGALORE
-3- 1905

Muzrai Secretary

Endt. to the Petnr.

No. 3500 D/17.3.05.

~~Forwarded~~ to the Secretary to Government General & Revenue Depts in continuation of this Office no 2860 dated 9th February 1905.

Muz: 5 7-1901

B

Dft.

11/3/...

Secretary Muzrai Dept

Es
8/3/05

× This was ... the ... ...
11/3/...

MGCPB—500—31-8-01

Before the Government of His Highness the Maharaja of Mysore.

Appeal No. 103 of 1904-05

Petitioners ~~Appellants~~.	Vs.	counterpetr ~~Respondent~~.
1) Ramaswamiah 2) Narasimmachar 3) Venkatesiah	}	Subbamma

SUBJECT.

Claim of the first and Second petrs ~~to succeed~~ to the share enjoyed by one Subbiah in ~~certain~~ the pooja hule of certain temples in chik Tirupathi Lakkur and other places in the Malur Tk and the claim of the third petitioner to the pooja hule in one of the said temples

M G C.P.B.—1000—28-1-05

Facts of the case

One Subbiah was enjoying

Sub[illegible] for appl may be [illegible]

[illegible] 14/6/05

M.L. 1st Councillor 16-6-1905

76 [illegible] 6.05 [illegible]

Approved - [illegible] 17/6/05

To 2nd Councillor 18/6/1905

Recd 19.6.05

Approved [illegible] 19/6/05

To [illegible] Off 19.6.1905

[illegible]

a fourth share of the pooja huk in the temples noted in the margin and was also performing the archak duties of Hulimangala Narasimha Swami temple and Lakkur Anjeneya Swami temple besides two other non-Muzrai institutions. He died in 1886 leaving him surviving, his alleged adopted son (the first petitioner) a widow (the respondent) and a daughter. The first petr's natural father Ramachar, son in law of Subbiah's eldest brother, is said to have performed the duties on behalf of Subbiah during the latter's life time when he was incapacitated for work and to have continued to perform the duties till 1901 when he (Ramachar) was dismissed from service. The first and second petrs thereupon claimed the office on the grounds that the former was the adopted son of Subbiah and that according to the will

1) Chik Tirupathi Venkataramana-Swami temple
2) Sampangere Venkataramana-Swami and Anjeneya temples
3) Anche Mookur Anjeneya temple
4) Janganahalli Tirumaladevaru temple.

will executed by Subbiah in 1886 half the huk had been given to the adopted son and the other half to the two natural brothers of the said adopted son of whom the 2nd petitioner is one.

The counter-petr on the other hand claimed the office for herself alleging that the adoption was false and that the will was not genuine. An enquiry was thereupon held by the Assistant Commr ~~and the Dy Commr~~ who found ~~has been held by them~~ that the adoption was true and that the fact was carroborated by the muchelika of 1896 executed between the other hissedars in the poojari huk and Ramachar natural father of the first petitioner & this finding has been upheld by the Dy Commr in ~~appeal~~

The third petitioner is not a member of Subbiah's family but has come up to Govt urging that out of the several temples the pooja of which was performed by

by Subbiah and after him by Ramachar, the Hulimangala Narasimmaswami temple. he does not belong to Subbiah's family, that Subbiah was looking after the duties of the said temple as his father's gumastha and that his right of pooja in the said temple should be recognized as against both the 1st and 2nd petrs and the counterpetr.

Decision

One Subbiah had a share in the poojari office in question. The counterpetr is his widow. The 1st petr claims the office on the ground that he is the adopted son of Subbiah. The alleged adoption is denied by the counterpetr. Both the Asst court and the Dy court have gone into the case carefully and found that the adoption relied upon by the first petr is a fact. With this finding which is based *inter alia* upon a will dated 1886

and a muchelika dated 1886

Govt fully concur. In corrobora-
-tion of these documents the
genuineness of which Govt see
no reason to distrust there are
in the first petitioner's favor
the facts (1) that he was in
possession of his office through
his natural father from 1886 to 1891 and
(2) that he is admittedly in the
enjoyment of all the lands
and other property left by the
deceased Subbiah

Govt accordingly hold
that the first petitioner is en-
-titled to succeed. The 2nd peti-
-tioner is a natural brother of
the 1st petitioner but Govt
decline to allow him a share
in the office though his claim
in regard to it finds some
support in the provisions of
the will. The 3rd petitioner
is a person unconnected with

this

the family. If he has any right to the archakaship of the Mulimangala temple as against Subbi and his heirs, it is open to him to prosecute his claim in a separate proceeding instead of intervening in the present case in which is involved the single question whether the per. son entitled to succeed to the office rendered vacant by Subbi's death is his alleged adopted son the 1st appellant or his widow the counterpetr.

~~~~~

Copy of the above is forwarded to the Deputy Commr of the Kolar Dt together with the records received with his letter No 3426/338 dated the 29th December 1904

[signature] 24/6/05

Minor Secretary

Cd

[initials] 24/6/05 [initials] 14/6/05

No 4773 D/ 27.6.05

Mu. F 57-1903

Enc/file
~~~~~

[illegible]

ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಶ್ರೀಮನ್ ಮಹಾರಾಜರವರ ಗೌರ್ನಮೆಂಟ್ ~~[illegible]~~
ಸೆಕ್ರೆಟರಿಯವರ ಕಚೇರಿಯಿಂದ

ನಂಬರು 4774 [illegible] 27.6.05

Muz. F. No. [illegible] 1.07.

[illegible]

61 17/6/05

[illegible]

~~ಡೆಪ್ಯುಟಿ ಕಮಿಷನರವರು [illegible]~~ ನೀವು ಹುಜೂರಿಗ ಗುಜರಾಯಿ ಸಿದ ——— ~~[illegible]~~ ಅರ್ಜಿಯನ್ನು ಇದೇ ವಿಷಯದಲ್ಲಿ ಡೆಪ್ಯುಟಿ ಕಮಿಷನರವರಿಂದ ನಡವಳಿಕೆಯನಿಸಿ ಬರಮಾಡಿಕೊಂಡ ರಿಪೋರ್ಟನ್ನು ಸಹಾ ಪರಾಮರಿಸಲಾಯಿತು. [illegible]

[illegible] 1866 [illegible] 1896 [illegible]

MGCPB—1000—6150.

[illegible] 1886 [illegible]

[illegible] 1891 [illegible]

[illegible] 1886 [illegible]

[illegible]

[illegible] 1905 [illegible]

By order

No. 4775 D/27.6.05

[illegible]

Huzur Secretary

[illegible]

[illegible] 1905 [illegible]

By order

[illegible] 24/6/05 [illegible] 14.6.05

Huzur Secretary

1904-05

GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

MUZRAI

PROCEEDINGS

Dated 27th June 1905

No. $\frac{4773.}{\text{Muz. F No. 57-1901}}$

Passing orders on the claim of Ramaswamiah and Narsimhachar to succeed to the share enjoyed by one Subbiah in the puja hak of certain temples in Chikka Tirupati and other places in the Malur Taluk.

MGCPB—4-8-05—200

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

Appeal No. 103 of 1904-05.

Petitioners	*Versus*	Counter-petitioner
1. Ramaswamiah		
2. Narasimhachar		Subbamma.
3. Venkatesiah		

Subject.

Claim of the 1st and 2nd petitioners to succeed to the share enjoyed by one Subbiah in the puja hak of certain temples in Chikka Tirupati, Lakkur and other places in the Malur Taluk, and the claim of the third petitioner to the puja hak in one of the said temples.

Facts of the case.

One Subbiah was enjoying a fourth share of the puja hak in the temples noted in the margin, and was also performing the archak duties of Hulimangala Narasimhaswami temple and Lakkur Anjaneyaswami temple, besides two other non-Muzrai Institutions. He died in 1886 leaving, him surviving, his alleged adopted son (the first petitioner), a widow (the respondent) and a daughter. The first petitioner's natural father Ramachar, son-in-law of Subbiah's eldest brother, is said to have performed the duties on behalf of Subbiah during the latter's life-time, when he was incapacitated for work, and to have continued to perform the duties till 1901, when he (Ramachar) was dismissed from service. The first and second petitioners thereupon claimed the office on the grounds that the former was the adopted son of Subbiah and that, according to the will executed by Subbiah in 1886, half the hak had been given to the adopted son and the other half to the two natural brothers of the said adopted son, of whom the second petitioner is one. The counter-petitioner, on the other hand, claimed the office for herself alleging that the adoption was false, and that the will was not genuine. An enquiry was thereupon held by the Assistant Commissioner who found that the adoption was true and that the fact was corroborated by the muthcalika of 1896 executed between the other hissedars in the pujari hak and Ramachar, natural father of the first petitioner, and this finding has been upheld by the Deputy Commissioner.

Chikka Tirupati Venkataramanaswami temple
Sampangere Venkataramanaswami and Anjaneyaswami temples.
Anchemuskur Anjaneyaswami temple.
Jaugenahalli Tirumaladevaru temple.

The third petitioner is not a member of Subbiah's family, but has come up to Government urging that out of the several temples the puja of which was performed by Subbiah, and after him by Ramachar, the Hulimangala Narasimhaswami temple hak does not belong to Subbiah's family, that Subbiah was looking after the duties of the said temple as his father's gumasta, and that his right of puja in the said temple should be recognised as against both the first and second petitioners and the counter-petitioner.

Decision.

One Subbiah had a share in the pujari office in question. The counter-petitioner is his widow. The first petitioner claims the office on the ground that he is the adopted son of Subbiah. The alleged adoption is denied by the counter-petitioner. Both the Assistant Commissioner and the Deputy Commisioner have gone into the

case carefully and found that the adoption relied upon by the first petitioner is a fact. With this finding, which is based *inter alia* upon a will dated 1886, and a mutchalika dated 1896, Government fully concur. In corroboration of these documents, the genuineness of which Government see no reason to distrust, there are in the first petitioner's favour, the facts (1) that he was in possession of his office through his natural father from 1886 to 1891, and (2) that he is admittedly in the enjoyment of all the lands and other property left by the deceased Subbiah.

Government accordingly hold that the first petitioner is entitled to succeed. The second petitioner is a natural brother of the first petitioner, but Government decline to allow him a share in the office, though his claim in regard to it finds some support in the provisions of the will. The third petitioner is a person unconnected with this family. If he has any right to the archakship of the Hulimangala temple as against Subbiah and his heirs, it is open to him to prosecute his claim in a separate proceeding instead of intervening in the present case, in which is involved the single question whether the person entitled to succeed to the office rendered vacant by Subbiah's death is his alleged adopted son, the first appellant or his widow, the counter-petitioner.

No. 4773—Muz. F. 57-1901, dated Bangalore, 27th June 1905.

Copy of the above is forwarded to the Deputy Commissioner of the Kolar District, together with the records received with his letter No. 3416-338, dated the 29th December 1904.

Draft.

Secretary, Muzrai Department.

Exd.—C. V.

By Regd Post

Rupees

[illegible signature]
6/9/05

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

Early

To

No. 1300 Rev/One
Muz. 57-1901.
4/301. D) 8.9.05.

The Dy Commissioner
Kolar District

With reference to Govt Proceedings no $\frac{4773}{\text{Muz Ft 57-1901}}$ dated 27th June 1905, recognizing the claim of Ramaswamiah to a fourth share in the puja hak in Chikka Tirupati and other temples in the Malur Taluk, has the honour to forward herewith petition Regd no 1111 dated 3rd September 1905 together with its enclosures from Lakshmaiah and other Dharmadarsis of the

Sri Venkataramanaswami temple at Chikka Tirupati The ~~[illegible]~~ Dharmadarsis apprehend that, as the said Ramaswamiah is the son of Ramachar, who was the Archak in the said temple but who was dismissed by Govt. in connection with the mutilation of the principal idol in the Sri Kodandaramaswami temple (vide Govt. Pro no 1300-7 dated 15th June 1907), the son and the father might interfere with the idol ~~[illegible]~~ in the Chikka Tirupati temple also, in as much as they are disliked by the temple servants and other residents at the place —

The Dy Commr is requested whether, to enquire and to report. Considering the to report, after a careful perusal of the dismissal the previous records connected with the dismissal of the former Archak Ramachar and the state of feeling on the subject whether Ramachar's son Ramaswamiah may be allowed to perform the duties of Archak in the temple and whether he may not be required

to furnish adequate security for the safety of the jewels and other valuable property in the temple, ~~and whether Ramaswamiah is prepared to furnish the security~~, the amount of such security being fixed by the Dy Commr, with reference to the value of the property in the temple.

The Dy Commr is also requested to issue early orders to the Amildar that Ramaswamiah should not be permitted to actually enter upon his duties as Archak in

in the temple until the final ~~only after~~
orders of Govt are passed on the subject
~~the question of [illegible]~~
after receipt of the DyHonrs opinion
~~is finally settled~~

~~immediate~~

The action taken [illegible]
should ~~may~~ be kindly reported

for the information of

Govt.

By order

[illegible signature]
8/9/05
Secretary to Govt.

Muzrai Dept.

AS
8/9/05

Endt. to Dharmadarsees

No. 1307

D78.9.05

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

By order

[illegible] 8/9/05

Dft.

Secretary

[illegible] Dept.

[illegible] 8/9/05

[illegible] 1143 [illegible]

9/9/05

[illegible]
9-9-05
[illegible]

[illegible]

1904 – 1905 [illegible] /03.

[illegible]

[illegible]

[illegible]

9/9/05

[illegible]

Recd 8/9/05

1148

9.9.05

Received

As. 8 only.

[illegible]

45 [illegible]

7-9-1905

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The copy applied for may be granted

KS
3/11/05

MYSORE GOVERNMENT
126
8/7/08
MUZRAI SECRETARIAT

AV
Repr
Please continue
note
8/7/08

1908-09

From
Chikkanteswara Aiyer Esq. BA.
Deputy Commissioner
Kolar

To
The Secretary to the Govt.
of Mysore : Muzrai
Department

Dated

Despatched 6/7 July 08 Bangalore

Received

General No. 130

No. 11

Enclosure No. one file

Reporting on the petition of Seetharamiah and other Dharmadarsis of the Sri Venkataramana Swami temple at Chikkatirupati, Malur Taluk

No. 130/11

Deputy Commissioner's Office,

Kolar District,

Dated, Kolar, 6th July 1908

From

C. SRIKANTESVARA AIYAR ESQR., B.A., B.L.,

Deputy Commissioner, Kolar District.

To The Secretary to the Government of His Highness the Maharaja of Mysore Muzrai Department Bangalore

Sir,

With reference to your docket No 1300 dated 8th September 1905, calling for a report on the petition of Seetharamiah and other Dharamadarsis of the temple of Sri Venkataramanaswami at Chikka Tirupatti in the Malur Taluk, praying that the Puja hak of Ramaswamiamiah in the said temple may not be recognized I have the honour to state that the Archak referred to is reported by the Sub Division Officer Malur, to be performing Puja in the the temples at Lakkur and to be man of good character, that the Patel of Lakkur an influencial man, and also a Dharamadarsi of the said temple

20

no objection to Archak Ramaswamiah performing worship in this temple as he is doing Puja in Sri Kodanda-Ramaswami temple where his father is said to have mutilated the idol, and that besides Ramaswamiah is not living with his father who is said to be residing at Bangalore.

2. It is also reported that The Shanbhoga of Chikkadirupati who is on bad terms with the Archak is suspected to have set up the inhabitants to protest against Ramaswamiah's being appointed as Pujari in the temple of Sri Venkataramanaswami and as such no value can be attached to the Petition.

3. I therefore see no reason to disturb Ramaswamiah from the archakship of the said temple and his hak has been recognized in Government Order No. $\frac{4773}{Mug. 7. 57-1901}$ dated 27th June 1905.

Vernacular.

4. Vernacular Correspondence ending with Malur Sub Division Officer's yadi No 1566 dated 29th Instant is herewith submitted for reference.

I have the honour to be
Sir
Your most obedient Servant

[illegible signature]

for Deputy Commissioner
Kolar Distt

Dft 130 Septs

Muzrai

Read:

Govt. Pro. no 4773 Dt 27th June 1905 recognizing the claim of Ramaswamiah to a fourth share in the Puja Hak of certain temples in Chick Tirupati and other places in the Malur Taluk.

Petition registered no 1111 dated 3rd September 1905 from Seetharamiah and other Dharmadarsis of the Sri Venkataramana Swamy temple at Chick Tirupati complaining against the Archak Ramaswamiah referred to in the foregoing order.

Letter no. 130/11 dated 6th July 1908 from the

Deputy Commissioner, Kolar District, reporting that the complaints against Ramaswamiah are the out-come of ill-will and consequently there is no reason to disturb him from the Archakship of the temple.

Order thereon no. Dy.

No. 745-60/18.8.08.
Ex compile

Recorded.

2) The Dy. Commr is requested to put Ramaswamiah in charge of the Archak duties as already directed in the order cited above.

(Sd) SB 10/8/08
for Secretary.
W 10/8/08

HRX
13/8/08

To, The Dy Commr, Kolar Dist. returning the records.
" - Comptr, Mysore Govt

No. 747 of 18.8.08

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By order

[illegible] (Sd.) [illegible] 18/8/08

Secretary

[illegible]

7/8/08